



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Toshikazu KIKUCHI,
et al.

Group Art Unit: unknown

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Examiner: unknown

Reissue of U.S. Patent No. 6,355,046

Our Ref.: B-3425RE 621782-5

Serial No.: 10/800,360

Date of this paper:

Filed: March 12, 2004

July 7, 2004

For: "INSERTING DEVICE FOR
DEFORMABLE INTRAOCULAR LENS"

MAIL STOP MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMPLETION OF FILING REQUIREMENTS

Responsive to office letter dated 05/12/2004 (copy attached).

DECLARATION OR OATH

- [X] Please find enclosed a Reissue Application Declaration/Power signed by the inventors.

ASSIGNEE'S STATEMENT UNDER 37 CFR 3.73(b)

- [X] Please find enclosed a Reissue Application Consent of Assignee (1 page) and a Statement Under 3.73(b) (1 page) signed by the Assignee.

AMENDMENT OF CLAIMS

- [] Please cancel claims _____ inclusive
- [] Please find enclosed an amendment deleting multiple dependencies

NOTE: The filing fees, fees for and surcharge fees listed below are reduced by 50% where proof of a small entity status is established on or before the date the fee is paid. If the full fee is paid but a verified statement is filed within two months of the date of payment of the first fee then the excess fee paid will be refunded on request. Notice of January 20, 1983. 1027 TMOG 114.

FEES

- | | |
|--|------------------|
| [X] Filing fee (37 CFR 1.16(a) - 770.00) | <u>\$ 385.00</u> |
| (small entity - 385.00) | |
| [] Fees for claims | |
| [] Independent claim in excess of 3 | |
| (37 CFR 1.16(b) - 86.00) | |
| (small entity - 43.00) | <u>0</u> |
| [2] Claims in excess of 20 | |
| (37 CFR 1.16(c) - 18.00) | |
| (small entity - 9.00) | <u>\$18.00</u> |

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:

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P.O. Box 1450
Alexandria, VA 22313-1450

Katherine Nieva
(Typed or printed name of person mailing paper)

Date: July 7, 2004

Katherine Nieva
(Signature of person mailing paper)

☐ Multiple dependent claim(s)
 (37 CFR 1.16(d) - 280.00)
 (small entity - 140.00)

☒ Surcharge fees

☒ Late payment of filing fee
 (37 CFR 1.16(e) - 130.00)
 (small entity - 65.00)

AND

☒ Late filing of declaration or oath
 (37 CFR 1.16(e) - 130.00) \$65.00
 (small entity - 65.00)

☐ Petition fee for filing by person not
 the inventor (37 CFR 1.17(h) \$120.00)

☐ Recording assignment
 (37 CFR 1.21(h)(i) 40.00)

☐ Attached is an assignment to

Total fees: \$468.00

SMALL ENTITY STATUS

☒ A verified statement that this filing is by a small entity is

☒ Attached
 W/cover sheet

☐ Already filed on

PAYMENT OF FEES

☒ Enclosed is a check in the amount of \$468.00

☐ Charge Account No. 12-0415 in the amount of
 A duplicate of this request is attached.

NOTE: Fees should be itemized in such a manner that it is clear for which purpose
 the fees are paid. 37 CFR 1.22(b).

AUTHORIZATION TO CHARGE ADDITIONAL FEES

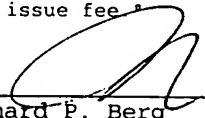
☒ The Commissioner is hereby authorized to charge the following
 additional fees which may be required or credit any overpayment to
 Account No. 12-0415.

☒ 37 CFR 1.16 (filing fees and presentation of extra claims)

☒ 37 CFR 1.17 (application processing fees)

☐ 37 CFR 1.18 (issue fee at or before mailing of Notice of
 Allowance, pursuant to 37 CFR 1.311(b)).

NOTE: 37 CFR 1.28(b) requires "Notification of any change in status resulting in
 loss of entitlement to small entity status must be filed in the
 application... prior to paying... issue fee"


 Richard P. Berg
 Attorney for the Applicant
 Registration No.: 28,145

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 Los Angeles, California 90036-5679
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IFW

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/800,360	03/12/2004	Toshikazu Kikuchi	B-3425RE 617265-1

CONFIRMATION NO. 7940

FORMALITIES LETTER



OC000000012603282

36716

LADAS & PARRY

5670 WILSHIRE BOULEVARD, SUITE 2100

LOS ANGELES, CA 90036-5679

07/19/2004 GWORDDF1 00000031 10800360

01 FC:2004 385.00 OP
02 FC:2205 18.00 OP
03 FC:2051 65.00 OP

Date Mailed: 05/12/2004

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

07/15/2004 GWORDDF1 00000024 10800360

Adjustment date: 07/15/2004 GWORDDF1

07/15/2004 GWORDDF1 00000024 10800360

01 FC:2004 385.00 OP

02 FC:2205 18.00 OP

03 FC:2051 65.00 OP

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- Consent of assignee is missing. 37 CFR 1.172 requires that a reissue oath/declaration be accompanied by the written consent of all assignees.
- Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.172 requires that all assignees consenting to the reissue application establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b).

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$36** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$936** for a Large Entity

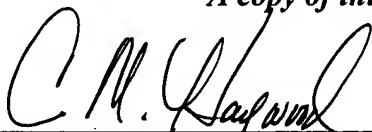
- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$36**

07/15/2004 GWORDDF1 00000024 10800360
01 FC:2004 385.00 OP
02 FC:2205 18.00 OP
03 FC:2051 65.00 OP

- \$36 for 2 total claims over the higher of 20, or the amount in the original patent.

Replies should be mailed to: Mail Stop Missing Parts
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P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

